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Date: October 18, 2000 Docket No.: 1422-0442P

Assistant Commissioner for Patents Washington, DC 20231

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> This is a Request for filing a \square continuation \boxtimes divisional continuation-in-part application under 37 C.F.R. § 1.53(b) of pending prior Application No. 08/952,089 filed on November 10, 1997, the entire contents of which are hereby incorporated by reference, bу

SAGAWA, Hiroaki; UENO, Harumi; OSHIMA, Atsushi; and KATO, Ikunoshin

for

PLASMID

- Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if 冈 Ĺ. applicable).
- The filing fee has been calculated as follows: 2. [>]

Docket No. 1422-0442P

			LARGE ENTITY	SMALL ENTITY
	BASIC FEE		\$710.00	\$355.00
	NUMBER FILED	NUMBER EXTRA	P.ATE FEE	P.ATE FEE
TOTAL	9-20 =	0	x 18 = \$0.00	x 9 = \$0.00
CLAIMS INDEPENDENT	6-3 =	3	x 80 = \$240.00	x 40 = \$0.00
CLAIMS MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$135.00
<u></u>		TOTAL	\$950.00	\$0.00

3.	\boxtimes	A check in the amount of \$950.00 to cover the filing fee and recording fee (if applicable) is enclosed.
		an out of the amount

- 4.
 Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
- 5. Amend the specification by inserting before the first line thereof the following:

 - b. \(\begin{array}{c} --\text{This} & application & is a \quad \text{continuation} \\ \text{divisional} \quad \text{continuation-in-part} & of co-pending \\ \text{Application No. 08/952,089, filed on November 10,} \\ \text{1997. Application No. 08/952,089} & is the national \\ \text{phase of PCT International Application No.} \\ \text{PCT/JP97/00748} & \text{filed on March 10, 1997 under 35} \\ \text{U.S.C. S 371. The entire contents of each of the above-identified applications are hereby incorporated} \\ \text{by reference.} \end{array}
 - 6. \square Enclosed is/are twenty-six drawings and/or photographs. (26) sheet(s) of formal
 - 7.

 A statement claiming small entity status was filed in prior Application No. 08/952,089 on _____. See the attached copy of the statement claiming small entity status.

8.		The prior application is assigned to <u>Takara Shuzo Co.,</u> <u>Ltd.</u> .
9.	⊡	A Preliminary Amendment is enclosed.
10a.		Priority of Application No(s) filed in on is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on
10b.	因	Priority of International Appln. PCT/JP97/00748 filed on March 10, 1997 under the Patent Cooperation Treaty and Japanese Application No. 8-85801 and 8-208897 filed in Japan on March 13, 1996 and July 18, 1996, respectively under 35 U.S.C. § 119 are hereby reclaimed.
11.	\boxtimes	An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12.		Address all future communications to:
		BIRCH, STEWART, KOLASCH & BIRCH, LLP P.O. Box 747 Falls Church, VA 22040-0747 Telephone: (703) 205-8000
		Customer No. 2292
13.		An extension of time for() month(s) until has been submitted in parent Application No. 08/952,089 in order to establish co-pendency with the present application.
14	. 🖂	Also enclosed herewith is the following:
- 1	نے:	Copies of receipts for deposits of microorganisms.

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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Marc S. Weiner, #32,181

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MSW/MAA/csp 1422-0442P

Attachments

(Rev. 09/29/2000)